



DATE: May 20, 2015  
TO: HPTE Board  
FROM: Michael Cheroutes, Director  
SUBJECT: US 36 Tolling Proposal

#### Purpose

At its meeting in March the Board announced its intent to defer action on the initial tolling regime proposed by Plenary Roads Denver on February 6, 2015, for Phase 1 of the US 36 project until additional public outreach had been completed. A comprehensive memo regarding those efforts is attached. Also included in that memo is a comparison of toll rates charged in other states for comparable express lane projects, suggesting that the Plenary proposal is well within accepted norms.

#### Action

The Board is being asked to take final action on the Plenary rate request of Plenary as it relates to Phase 1 of US 36.

#### Background

Resolution—HPTE#169 provides the background for the action requested. In particular, Section 16 of the Concession Agreement with Plenary requires the Board to take action on the Plenary rate request, either (i) approving it as requested; (ii) denying it on certain grounds; or (iii) absent those grounds denying it with compensation to Plenary.

#### Details

HPTE Staff believes that substantial public outreach has taken place since March on the Plenary proposal, and HPTE will continue to take steps to keep the public informed on the tolling operation of the express lanes—particularly the need to acquire transponders to avoid the LPT surcharges.

#### Key Benefits (if applicable)

Action on the proposed toll rates at this meeting will facilitate the opening of Phase 1 of the US36 project on the basis projected and required by the Concession Agreement.

#### Options and Recommendations (if applicable)

1. Adopt Resolution #169
2. Further defer action on Resolution #169
3. Reject Resolution #169

HPTE Staff recommends the adoption of Resolution #169

#### Attachments

Communications Memo  
Resolution #169, with attached Toll Schedule

